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FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 920
Chicago, Illinois 60606-2832

SURFACE TRANSPORTATION BOARD

Phone: (312) 252-1500
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JEREMY M. BERMAN
(312) 252-1510
jberman@fletcher-sippel.com

October 25, 2011

Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street, S.W.
Washington, D.C. 20423
Attn: Office of Recordations

Dear Ms. Brown:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) is a Notice of Entry of Judgment, dated as of July 9, 2010, a primary document as defined in the Board's Rules for the Recordation of Documents.

The names and addresses of the parties to the enclosed documents are:

Debtor:

Carrizo Gorge Railway, Inc.
10120 S. Eastern Ave., Suite 200
Henderson, Nevada 89052

Secured Party:

East County Dirt Works, Inc.
8929 Gardena Way
Lakeside, California 92040


Included in the property covered by the aforesaid Notice of Entry of Judgment are all locomotives, rolling stock and equipment intended for use and related to interstate commerce, and includes locomotives, rolling stock or equipment now owned or acquired by the Debtor or its or their successors **after the date** of the Notice of Entry of Judgment, including but not limited to the following:

EMD F7 1750hp Road Engine, Unit 100
EMD F7 1750hp Road Engine, Unit 101
EMD F7 1750hp Road Engine, Unit 102
GP9 1750hp Road Engine with Dynamics, Unit 3878
GP9 1750hp Road Engine, Unit 4324
GP40, Unit 669
Alco Locomotive, Unit 1465
Side Dump, MOW, Unit 442
Side Dump, MOW, Unit 445
Table Car, Special Excursion Service, Unit 4462
Steel Flat Car, Multi-Purpose Flat Car, Unit 2098

Amtrak Baggage Car, Unit 1195
A4 Speeder, MOW, Unit 104
Hopper, Unit SWPC 99
Hopper, Unit SWPC 74
Hopper, Unit SWPC 65

A check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee is being sent separately.

Respectfully submitted,


Jeremy M. Berman
Attorney for Secured Party

Enclosure

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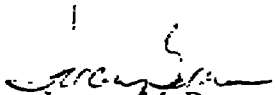
October 26, 2011

Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street, S.W.
Washington, D.C. 20024
Attn: Office of Recordations

Dear Ms. Brown:

Enclosed please find a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee for a Notice of Entry of Judgment recorded electronically on October 25, 2011 listing East County Dirt Works, Inc. as the Secured Party and Carrizo Gorge Railway, Inc. as the Debtor.

Respectfully submitted,


Jeremy M. Berman
Attorney for Secured Party

JMB
Enclosure

OCT 28 '11 -10 09 AM

SUNWAY TRANSPORTATION BOARD

EXEMPLIFICATION CERTIFICATE

The documents to which this certificate is attached are full, true and correct copies of the originals on file and of record in my office. All of which we have caused by these presents to be exemplified, and the seal of our Superior Court of California, County of ~~Riverside~~ to be hereunto affixed.

SAN DIEGO

IT WITNESS WHEREOF, I have hereto set my

hand and affixed the Seal of the said Court,

This 20th day of October, 2011
Lynn San Nicolas, Clerk

Superior Court of California, County of San Diego

I, William S. Dato, Judge of the Superior Court of the State of California, in and for the County of San Diego, do hereby certify that Lynn San Nicolas whose name is subscribed to the preceding exemplification, is the Clerk of said Superior Court of the State of California, in and for the County of San Diego, and that full faith and credit are due to her official acts. I further certify, that the seal affixed to the exemplification is the seal of our said Superior Court and that the attestation thereof is in due form and according to the form of attestation used in this State.

Dated: Oct. 20, 2011
Judge of the Superior Court of California,
County of San Diego

FILED
CIVIL RIGHTS DIVISION
CENTRAL DIVISION

2010 JUL -9 PM 1:43

CLERK OF COURT
SAN DIEGO COUNTY, CA

JUL 9 10 PM 1:02

Gregory P. Olson (Bar No. 177942)
LAW OFFICE OF GREGORY P. OLSON
501 West Broadway, Suite 1370
San Diego, California 92101
(619) 564-3650; (619) 233-1969 fax

Attorneys for plaintiff EAST COUNTY DIRT
WORKS, Inc., a California corporation

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO -- CENTRAL DIVISION

GARY SWEETWOOD,

Petitioner,

v.

CARRIZO GORGE RAILWAY, INC.,
CHARLES MCHAFFIE, and DOES 1
through 10, inclusive,

Defendants

CASE NO.: 37-2008-00092295-CU-WM-CTL

NOTICE OF ENTRY OF JUDGMENT

EAST COUNTY DIRT WORKS, INC., a
California corporation,

Plaintiff,

v.

CARRIZO GORGE RAILWAY, INC.,
and DOES 1 through 20, inclusive,

Defendants

Case No.: 37-2008-00093319-CU-BC-CTL

DEPT: 67
JUDGE: Hon. David B. Oberholtzer

CARRIZO GORGE RAILWAY, INC., a
California corporation,

Plaintiff,

v.

GARY SWEETWATER, an individual,
and DOES 1 through 100 inclusive,

Defendants

Case No.: 37-2008-00096937-CU-BT-CTL


DEFAULT JUDGMENT BY COURT

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on July 6, 2010 a Court Judgment was entered in this action by
3 the above-entitled Court in favor of Plaintiff EAST COUNTY DIRT WORKS, INC., against
4 Defendant CARRIZO GORGE RAILWAY, INC., in the amount of \$3,829,690, together with
5 interest on the judgment as provided by law, together with attorneys' fees in the amount of
6 \$38,800 and costs in the amount of \$3,329. A copy of the Judgment is attached hereto.

7
8 DATED: July 9, 2010

LAW OFFICE OF GREGORY P. OLSON

9
10 
GREGORY P. OLSON

11 Attorney for plaintiff EAST COUNTY DIRT
12 WORKS, INC., a California corporation
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CLERK'S CERTIFICATE

The foregoing document, consisting of
page(s), is a full, true, and correct
copy of the ☒ original ☐ copy on file in
this office.

Clerk of the Superior Court

OCT 20 2010

by 
SAN NICOLAS

F I L E D

FILED

JUL 8 2010

By: K. ROBERTS, Deputy

Gregory P. Olson (Bar No. 177942)
LAW OFFICE OF GREGORY P. OLSON
501 West Broadway, Suite 1370
San Diego, California 92101
(619) 564-3650; (619) 233-1969 fax

Attorneys for plaintiff EAST COUNTY DIRT
WORKS, Inc, a California corporation

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO -- CENTRAL DIVISION

GARY SWEETWOOD,

Petitioner,

v.

CARRIZO GORGE RAILWAY, INC.,
CHARLES MCHAFFIE, and DOBS 1
through 10, inclusive,

Defendants

CASE NO.: 37-2008-00092295-CU-WM-CTL

~~PROPOSED~~ DEFAULT JUDGMENT BY
COURT

EAST COUNTY DIRT WORKS, INC., a
California corporation,

Plaintiff,

v.

CARRIZO GORGE RAILWAY, INC.,
and DOBS 1 through 20, inclusive,

Defendants

Case No.: 37-2008-00093319-CU-BC-CTL

DEPT: 67

JUDGE: Hon. David B. Oberholtzer

CARRIZO GORGE RAILWAY, INC., a
California corporation,

Plaintiff,

v.

GARY SWEETWATER, an individual,
and DOBS 1 through 100 inclusive,

Defendants

Case No.: 37-2008-00096937-CU-BT-CTL

DEFAULT JUDGMENT BY COURT

1 On April 20, 2010, the Court ordered that the answer of CARRIZO GORGE RAILWAY,
2 INC. be stricken. Thereafter, plaintiff EAST COUNTY DIRT WORKS, INC. requested entry of
3 judgment by default by Court and submitted declarations and evidence in support of such request.

4 NOW, THEREFORE, IT IS ADJUDGED, ORDERED, AND DECREED that plaintiff
5 EAST COUNTY DIRT WORKS, INC. have and recover from defendant CARRIZO GORGE
6 RAILWAY, INC. the sum of \$ 3,829,690 with interest thereon at the rate of ten
7 percent (10%) per annum from the date of the entry of this judgment until paid, together with
8 attorneys' fees in the amount of \$ 38,800 and costs in the amount of
9 \$ 3,329.

10 IT IS FURTHER ADJUDGED, ORDERED, AND DECREED that plaintiff EAST
11 COUNTY DIRT WORKS, INC. is entitled to judgment against CARRIZO GORGE RAILWAY,
12 INC. for the possession of the following described personal property:

13 Locomotive EMD F7 1750hp Road Engine, Unit 100

14 Locomotive EMD F7 1750hp Road Engine, Unit 101

15 Locomotive EMD F7 1750hp Road Engine, Unit 102

16 GP9 1750hp Road Engine with Dynamics, Unit 3878

17 Locomotive GP9 1750hp Road Engine, Unit 4324

18 Locomotive GP40, Unit 669

19 Alco Locomotive, Unit 1465

20 Side Dump, MOW, Unit 442

21 Side Dump, MOW, Unit 445

22 Table Car, Special Excursion Service, Unit 4462

23 Steel Flat Car, Multi-Purpose Flat Car, Unit 2098

24 Amtrack Baggage Car, Unit 1195

25 A4 Speeder, MOW, Unit 104

26 Hopper, Unit SWPC 99

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Hopper, Unit SWPC 74

Hopper, Unit SWPC 65

Dated: Feb 6 - 10

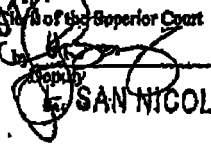

JUDGE OF THE SUPERIOR COURT
DAVID B. OBERHOLTZER



CLERK'S CERTIFICATE

The foregoing document, consisting of
3 page(s), is a full, true, and correct
copy of the ☒ original ☐ copy on file in
this office.

OCT 20 2004
Date


Clerk of the Superior Court

SAN NICOLAS

1 GARY SWEETWOOD v. CARRIZO GORGE RAILWAY, INC., et al.
2 SDSC Case No. 37-2008-00092295-CU-WM-CTL and related actions

3 PROOF OF SERVICE BY MAIL OR FACSIMILE
4 [CCP §1013, 1013(a), (e) & (f)]

5 I, Amy R. Waldron, declare as follows:

6 I am over eighteen years of age and not a party to this action; I am an employee of the Law
7 Office of Gregory P. Olson, located in the County of San Diego, State of California, and my business
8 address is 501 West Broadway, Suite 1370 San Diego, California 92101, telephone number (619)
9 564-3650; facsimile number (619) 233-1969.

10 On July 9, 2010, I served copies of the within document(s) described as:

11 (1) NOTICE OF ENTRY OF JUDGMENT

12 on the interested parties in this action in a sealed envelope addressed as follows:

13 *Attorney for Gary Sweetwood* Fred C. James
14 Guavara Phippard & James, PC
15 1420 Kettner Boulevard, Suite 600
16 San Diego, CA 92101
17 E-mail: fjames@gpjsdlaw.com

18 *Attorney for Gary Sweetwood* Christina M. Finrow
19 *in Case No. 37-2008-96937* The Law Firm of Thomas M. Finrow
20 9131 Fletcher Parkway, Suite 125
21 La Mesa, CA 91942
22 E-mail: cmfinrow@gmail.com

23 *Agent for Service for* Daniel Singer
24 *Defendant Carrizo Gorge* 3233 3rd Avenue
25 *Railway, Inc.* San Diego, CA 92103

26 XX BY MAIL: - I am "readily familiar" with the firm's practice for collection and processing of
27 correspondence for mailing with the United States Postal Service; and that the
28 correspondence shall be deposited with the United States Postal Service this same day in the
ordinary course of business. I am aware that on motion of the party served, service is
presumed invalid if postal cancellation date or postage meter date is more than one day after
date of deposit for mailing in affidavit.

BY ELECTRONIC MAIL: On said date, I transmitted the aforementioned document via
email to the above-named e-mail addresses from gmselvin@kennylaw.net and the
transmission was reported as complete and without error.


BY PERSONAL SERVICE: I caused the listed documents to be personally delivered via
Cal Express Attorney Service during business hours on July 9, 2010 to the parties at the
addresses listed above.

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BY FACSIMILE TRANSMISSION: from fax no. 619.233.1969 to the above-listed
facsimile number. The facsimile machine I used complied with Rule 2003(3), and no error
was reported by the machine.

BY OVERNIGHT DELIVERY: I deposited such envelope in a box or facility regularly
maintained by the express service carrier in an envelope or package designated by the express
service carrier with delivery fees provided for.

X (State) I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed on July 9, 2010 at San Diego, California.


Amy R. Waldron